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*The motion*  
*settled*  
*up to Project...*  
*renewed.*  
s/Edward R. Korman, -USDJ  
*not*

July 11, 2007

Honorable Edward R. Korman, Chief Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

**RE: In the Matter of the Complaint of the City  
of New York as owner and operator of the M/V  
ANDREW J. BARBERI  
Index No.: 03 Civ. 6049 (ERK)  
Our File: 04-99-3210/JJI**

Dear Chief Judge Korman:

We are maritime counsel for the claimants' in these proceedings.

We write to report that we and liaison counsel, Messrs, Bosco, Bisignano & Mascolo, have consented to extend the return date of the motion we filed to set fees for common benefit work, sine die.

We anticipate that we will withdraw the motion, without prejudice, while we and counsel for various claimants attempt to resolve the fee issue by consensus.

We thank Your Honor for your consideration.

Respectfully submitted,

DOUGHERTY, RYAN, GIUFFRA, ZAMBITO & HESSION

BY: JAMES E. RYAN

JER/dm